

The Little Traverse Bay Bands of Odawa Indians
Tribal Council Meeting
Tribal Council Chambers
7500 Odawa Circle
Harbor Springs, MI 49740
November 18, 2012

Closed Session: yes

Call to Order: Meeting was called to order at: 9:01 a.m.

Opening Ceremony: Legislative Leader Kiogima

Council Present: Legislative Leader Melvin L. Kiogima, Secretary Regina Gasco Bentley, Treasurer John Bott, Councilor Belinda Bardwell, Councilor Aaron Otto, Councilor Bill A. Denemy,

Absent: Councilor Wemigwase, Councilor Gasco, Councilor Keshick III

Legislative Office Staff Present: Treasury Director Michael Garrow, General Counsel James Bransky, Administrative Assistant Michael Smith

Executive Officials and Staff Present: Annette VanDeCar, Tamela Okuly, Bryan Gillette

Public: Annette VanDeCar, Laura Lonchar,

Invited Guests: Carol Quinones – Election Board, Emily Proctor – MSU Extension, Darren Bagley – MSU Extension, Laura Chaney – Title VII, Kristy Dayson – Youth Services Coordinator, Tamela Okuly – Elders Coordinator, Students from Crooked Tree Youth Leadership from Surrounding Emmet County, Destiny Abney, Julia Yates, Keisha Lonely, Logan Spray, Amy Klungle, Tequara Kiley, Bethan Pykucki, Elizabeth Kurburski, Emily Kurburski, Josef Smith, Randall Abney, Bryan Gillette – Planning Director.

9:04 a.m. Councilor Keshick III arrives.

9:07 a.m. Councilor Gasco arrives.

Motion made by Treasurer Bott supported by Councilor Gasco to adopt the amended agenda for November 18, 2012.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Bott and supported by Councilor Gasco to approve the minutes of November 04, 2012 as presented.

Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Wemigwase)

1 Motion carried.

2
3 Motion made by Councilor Gasco and supported by Treasurer Bott to approve
4 the minutes of the Special Meeting held on November 14, 2012 as presented.

5 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 - Absent (Councilor Wemigwase)

6 Motion carried.

7
8 9:16 a.m. Elders comments open: No comments at this time

9
10 9:33 a.m. Councilor Wemigwase arrives

11
12 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept
13 Legislative Leader Kiogima's verbal report for November 18, 2012.

14 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

15 Motion carried.

16
17 10:28 a.m. Recess called

18 11:01 a.m. Meeting reconvened

19
20 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept
21 Secretary Gasco Bentley's report for November 18, 2012.

22 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

23 Motion carried.

24
25 Motion made by Councilor Gasco and supported by Councilor Wemigwase to
26 accept Treasurer Bott's verbal report for November 18, 2012.

27 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

28 Motion carried.

29
30 Motion made by Treasurer Bott and supported by Councilor Gasco to accept
31 Tribal Council member travel reports for November 18, 2012.

32 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

33 Motion carried.

34
35 11:36 a.m. Open Comments from Crooked Tree Youth Leadership: Destiny
36 Abney asked about Mackinaw City Casino and why Tribal Council selected
37 Mackinaw City for the casino site, also asked about what the requirements are
38 for being elected to Tribal Council, Kristy Dayson asked if Tribal Council could
39 explain Trust Land – Tribal Council asked General Counsel Bransky if he could
40 explain. Joe Smith asked when the new casino will be constructed. Break with
41 respect to Public Comment time, agenda requirement.

42
43 11:47 a.m. Public Comment Opened

44 11:47 a.m. Public Comment Closed

45
46 11:47 a.m. Resumed with questions from students from Crooked Tree Youth
47 Leadership: Keisha Lonely is a Sault Ste. Marie Tribal member and asked if there
48 is any way we (LTBB) can interact with other tribes for benefits and Treaty

1 Rights, also asked if there is any way the youth leadership can submit a letter of
2 support regarding the Opposition to the Sport Hunting of Ma`ingan, Gray Wolf.
3 Destiny Abney asked what the Tribal Secretary's job is, also asked about
4 Confidential material on laptops (computers), also asked again about
5 requirements regarding if any Tribal Council member was arrested – what would
6 happen, also asked what the most important (highest leadership position) role on
7 Council is.

8
9 12:05 p.m. Lunch recess called.

10 1:30 p.m. Meeting reconvened.

11
12 1:35 p.m. Councilor Gasco and Councilor Bardwell arrive.

13
14 Motion made by Councilor Gasco and supported by Treasurer Bott to accept the
15 Land and Reservation Committee report as presented by Legislative Leader
16 Kiogima, Committee Chairperson for November 18, 2012.

17 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

18 Motion carried.

19
20 Motion made by Councilor Wemigwase and supported by Treasurer Bott to
21 accept the Gaming Authority Committee report as presented by Councilor Gasco,
22 Committee Chairperson for November 18, 2012.

23 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

24 Motion carried.

25
26 Motion made by Councilor Gasco and supported by Treasurer Bott to accept the
27 Legal and Legislative Committee report as presented by Secretary Gasco
28 Bentley, Committee Chairperson for November 18, 2012.

29 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

30 Motion carried.

31
32 Ethics Committee report, no meeting, no report.

33
34 Agricultural Assessment Work Group, no meeting, no report.

35
36 2:35 p.m. Recess called.

37 2:54 p.m. Meeting reconvened.

38
39 3:04 p.m. Public Comment Opened

40 3:05 p.m. Public Comment Closed

41
42 Motion made by Councilor Gasco and supported by Councilor Bardwell to accept
43 the Treasury Director Michael Garrow's report for November 18, 2012.

44 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

45 Motion carried.

46
47 3:14 p.m. Motion made by Treasurer Bott and supported by Councilor Otto to go
48 into closed session for Confidential Business and Legal matters.

1 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

2 Motion carried.

3
4 4:20 p.m. Motion made by Treasurer Bott and supported by Councilor
5 Wemigwase to return to open session.

6 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

7 Motion carried.

8
9 Motion made by Councilor Wemigwase and supported by Councilor Keshick III
10 to amend the agenda to include motions to post to the legislative calendar, the;
11 Recall and Leave of Absence Draft Statute and the Purchase of Land Parcel # 59
12 and the Letter to Mackinaw City and the I.H.S. and B.I.A. Indirect Shortfalls.

13 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

14 Motion carried.

15
16 Motion made by Treasurer Bott and supported by Councilor Otto to accept the
17 Enjinaaknegeng report as presented by General Counsel Bransky for November
18 18, 2012.

19 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

20 Motion carried.

21
22 Motion made by Treasurer Bott and supported by Councilor Gasco to
23 Acknowledge Receipt of Mary L. Gasco Letter of Interest and Résumé and to
24 establish an interview date of December 1, 2012 for the position of Traditional
25 Burial Grounds Board Member.

26 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

27 Motion carried.

28
29 Motion made by Councilor Bardwell and supported by Treasurer Bott to approve
30 Certified Motion: Request for Funding from the United States Environmental
31 Protection Agency Environmental Justice Small Grants Program Indoor Air
32 Quality.

33 Vote: - Yes, - No, - Abstained, - Absent

34 Motion withdrawn.

35
36 Motion made by Councilor Keshick III and supported by Treasurer Bott to
37 approve Certified Motion: Request for Funding from the United States
38 Environmental Protection Agency Environmental Justice Small Grants Program
39 Indoor Air Quality.

40 Vote: 7 - Yes, 2 - No (Secretary Gasco Bentley, Councilor Bardwell), 0 -
41 Abstained, 0 - Absent

42 Motion carried.

43
44 Motion made by Treasurer Bott and supported by Councilor Bardwell to approve
45 submission to the Tribal Chair, LSA Memo 110412-01 regarding disapproval of
46 Camping Regulations.

47 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

48 Motion carried.

1
2 Motion made by Councilor Wemigwase and supported by Secretary Gasco
3 Bentley to pass the Michele Chingwa Educational Assistance Regulations
4 102912-010

5 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

6 Motion carried.

7
8 Motion made by Councilor Keshick III and supported by Legislative Leader
9 Kiogima to Appoint Doug Emery to the Gaming Regulatory Commission to the 3
10 year term that will end September 21, 2015.

11 Vote: 2 - Yes, 5 - No (Secretary Gasco Bentley, Councilor Gasco Councilor
12 Wemigwase, Councilor Bardwell, Councilor Denemy), 2 - Abstained (Councilor
13 Keshick III, Treasurer Bott), 0 - Absent

14 Motion failed.

15
16 Motion made by Secretary Gasco Bentley and supported by Councilor
17 Wemigwase to acknowledge receipt of the Executive monthly Oversight report.

18 Vote: 7 - Yes, 2 - No (Councilor Bardwell, Councilor Keshick III), 0 - Abstained, 0
19 - Absent

20 Motion carried.

21
22 Motion made by Secretary Gasco Bentley and supported by Councilor Keshick III
23 to approve the Corporate Charter Appointment Policy.

24 Vote: 8 - Yes, 1- No (Councilor Otto), 0 - Abstained, 0 - Absent

25 Motion carried.

26
27 Motion made by Councilor Bardwell and supported by Councilor Gasco to
28 Approve Supplemental Funding for Election Board in the amount of \$22,225.00
29 to come from prior period funds.

30 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

31 Motion carried.

32
33 Motion made by Secretary Gasco Bentley and supported by Councilor Bardwell
34 to post the Recall and Leave of Absence Draft Statute to the Legislative
35 Calendar.

36 Vote: 8 - Yes, 1- No (Councilor Otto), 0 - Abstained, 0 – Absent

37 Motion carried.

38
39 Motion made by Councilor Keshick III and supported by Councilor Wemigwase to
40 Purchase Land Parcel # 59 for \$10,000.00 to come from prior period funds.

41 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

42 Motion carried.

43
44 Motion made by Councilor Wemigwase and supported by Councilor Gasco to
45 authorize Enjinaaknegeng to prepare and the Executive to submit an appeal to
46 the Indian Health Services for contract support shortfalls for 2006-2010, and to
47 the Bureau of Indian Affairs for contract support shortfalls for 2006.

48 Vote: 9 - Yes, 0 - No, 0 - Abstained, 0 - Absent

1 Motion carried.

2
3 Motion made by Councilor Keshick III and supported by Councilor Denemy to
4 approve the Letter to the Village of Mackinaw City as prepared by General
5 Counsel Bransky dated November 18, 2012.

6 Vote: 7 - Yes, 2- No (Secretary Gasco Bentley, Councilor Wemigwase –
7 Comment: I feel that the \$40,000 could purchase quite a few hearing aids or fulfill
8 other needs of our people), 0 - Abstained, 0 - Absent

9 Motion carried.

10
11 5:21 p.m. Motion made by Councilor Gasco and supported by Councilor Bardwell
12 to adjourn.

13 Vote: 8 - Yes, 0 - No, 0 - Abstained, 1 – (Absent Councilor Bardwell)

14 Motion carried.

15
16 These Minutes have been read and approved as written (or) corrected: (delete
17 either the word “written” or “corrected” as pertains to how the minutes were
18 approved.)

19
20
21
22 _____
Regina Gasco Bentley, Tribal Council Secretary

Date